

DETAILED ACTION

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Pavan K. Agarwal on September 22, 2008.

Abstract (amended) A first illuminating optical system illuminates an eye with a wide beam. A first light receiving unit receives reflection light fluxes from the eye that have been converted into at least 17 beams by a first conversion member. A first compensation optical unit, disposed in the first illuminating optical system, compensates an illuminating light flux to the eye for aberration. A second compensation optical unit, disposed in a first light receiving optical system, compensates a reflection light flux from the eye for aberration. An operation unit determines, based on an output from the first light receiving unit, a compensation amount for cancelling out aberration to deform the first and second compensation optical units and compensate for aberration. The operation unit determines the optical characteristics of the eye, based on an output from the first light receiving unit after compensation, and on compensated optical characteristics

Information Disclosure Statement

2. The prior art documents submitted by applicant in the Information Disclosure Statement filed on 5/20/2008 have all been considered and made of record (note the attached copy of form PTO – 1449).

Allowable Subject Matter

3. Claims 1-45 are allowed.

4. The following is an examiner's statement of reasons for allowance: The prior art taken either singularly or in a combination fails to anticipate or fairly suggest the limitations of the independent claims, in such a manner that rejection under 35 U.S.C. 102 or 103 would be proper. The prior art fails to teach a combination of all the claimed features as presented in independent claims 1-3,11,18, and 21 , which include a compensation amount calculation section for obtaining an optical characteristic of the eye under measurement based on the output of the second light receiving section for obtaining the amount of compensation based on the optical characteristic and a measurement calculation section for measuring an optical characteristic compensated by the compensation optical section based on the output of the third light receiving section and an optical characteristic based on the output of the first light receiving section obtained after the compensation of the compensation optical section and for obtaining an optical characteristic of the eye under measurement according to the measured optical characteristic .

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5. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mohammed Hasan whose telephone number is (571) 272-2331. The examiner can normally be reached on M-TH, 7:00 AM to 5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ricky L Mack can be reached on (571) 272- 2333. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Mohammed Hasan/
Primary Examiner, Art Unit 2873
9/22/2008